

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|--------------------------------------|---|-----------------|
| APPLICATION OF WIRELESSCO, L.P. FOR |) | |
| ISSUANCE OF A CERTIFICATE OF PUBLIC |) | |
| CONVENIENCE AND NECESSITY TO |) | |
| CONSTRUCT A PERSONAL COMMUNICATION |) | CASE NO. 96-271 |
| SERVICES FACILITY IN THE LOUISVILLE |) | |
| MAJOR TRADING AREA (GENERAL ELECTRIC |) | |
| PCS FACILITY) |) | |

O R D E R

This matter arising upon the motions of Cynthia P. McDonald and Tim Gelhausen for full intervention, and it appearing to the Commission that Ms. McDonald and Mr. Gelhausen have a special interest which is not otherwise adequately represented, and that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings, Ms. McDonald's and Mr. Gelhausen's motions to intervene should be granted. Ms. McDonald also requests that a hearing should be set in this matter. However, a number of interested persons have contacted the Commission in regard to this cell site and may yet wish to file motions to intervene. Consequently, the Commission will hold in abeyance Ms. McDonald's motion for a hearing and will address it at the appropriate time.

IT IS THEREFORE ORDERED that:

1. The motions of Cynthia P. McDonald and Tim Gelhausen to intervene are granted.

2. Ms. McDonald and Mr. Gelhausen shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

3. Should Ms. McDonald or Mr. Gelhausen file documents of any kind with the Commission in the course of these proceedings, they shall also serve a copy of said documents on all other parties of record.

4. Ms. McDonald's motion for a hearing shall be held in abeyance until further Order of the Commission.

Done at Frankfort, Kentucky, this 13th day of August, 1996.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director

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O R D E R

The Commission has received the attached letter from Judge Michael O. McDonald regarding the proposed personal communication services facility to be located at 6009 Action Avenue, Louisville, Jefferson County, Kentucky.

IT IS THEREFORE ORDERED that:

1. WirelessCo, L.P. ("WirelessCo") shall respond to Judge McDonald's concerns by certified letter, within 10 days from the date of this Order.
2. WirelessCo shall file a copy of the certified letter and dated receipt, within 7 days of the date on the receipt.

Done at Frankfort, Kentucky, this 13th day of August, 1996.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

Judge Michael O. McDonald (Ret.)

RECEIVED

607 Cloverlea Road
Louisville, Kentucky 40206-3019
(502) 895-0880

AUG - 5 1996

PUBLIC SERVICE
COMMISSION

August 3, 1996

Mr. Don Mills
Executive Director
Public Service Commission

Dot Sum

Re: Case # 96-271

Dear Mr. Mills:

This letter is a protest of a wireless communications facility proposed at 6009 Action Ave, Beechel, Kentucky. I do not live in the area but I am affected because my grandchildren do. This tower will be almost immediately upon them. It will negatively impact on their environment and neighborhood. They live at 4026 Crawford Dr.

Please register another citizen against this unneeded tower.

Sincerely,

Michael O. McDonald